

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

MOTION GAMES, LLC
Plaintiff,

v.

NINTENDO CO., LTD; NINTENDO OF
AMERICA INC.; RETRO STUDIOS, INC.;
RENT-A-CENTER, INC.; and GAMESTOP
CORP.,
Defendants.

Case No. 6:12-cv-878-LED-JDL

**NOTICE OF FEDERAL CIRCUIT DECISION
INVALIDATING ALL ASSERTED PATENT CLAIMS**

This litigation was stayed on June 8, 2015, pending the outcome of Motion Games' appeal to the Federal Circuit of the decision by the United States Patent Trial and Appeals Board invalidating all asserted claims of U.S. Patent No. 6,167,607 (Dkt. 376.). The '607 patent is the only patent remaining in the case.

The Order staying the litigation required the parties to file a notice with the Court within ten days of the issuance of the Federal Circuit's ruling on Motion Games' appeal. On May 10, 2016, the Federal Circuit affirmed the decision of the PTAB that the asserted claims of the '607 patent are invalid and entered judgment in favor of Nintendo of America Inc. A copy of the Federal Circuit's decision is attached.

Dated: May 20, 2016

Respectfully submitted,

/s/ Trey Yarbrough

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Counsel for Defendants Nintendo Co., Ltd.,
Nintendo of America Inc., Retro Studios, Inc.,
GameStop Corp. and Rent-A-Center, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY THAT ON May 20, 2016, I electronically filed the foregoing NOTICE OF FEDERAL CIRCUIT DECISION INVALIDATING ALL ASSERTED PATENT CLAIMS with the Clerk of the Court by using the CM/ECF System, which will serve all counsel of record by notice of electronic filing pursuant to Fed. R. Civ. P. 5(b)(2)(E) and Local Rule CV-5(a).

/s/ Trey Yarbrough

Counsel for Defendants